

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,)	3:93-cr-00091-HDM-VPC
)	
Plaintiff,)	
)	
vs.)	ORDER
)	
CARLOS RIOS-HERNANDEZ,)	
)	
Defendant.)	
)	

Defendant has filed a "Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(2) and United States Sentencing Guidelines § 1B1.10" (#215). Defendant argues that he is entitled to a reduction of his sentence based on Amendments 505 and 219¹ to the United States Sentencing Guideline.

Defendant has previously moved for a reduction of sentence based on the retroactive application of Amendment 505. (See Doc. #211). On April 26, 2010, the court denied the defendant's motion on the grounds that Amendment 505 did not alter the base offense level applicable to defendant's offense. (See Doc. #214). Defendant did not appeal the court's order.

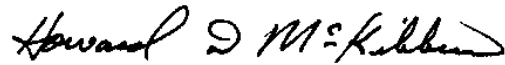
Defendant's latest motion raises no new basis for relief and instead asserts the identical argument already rejected by the

¹ Defendant's citation to Amendment 219 appears to be in error, as that Amendment has no application in this case. The court believes defendant intended to cite Amendment 536, which made Amendment 505 retroactively applicable for purposes of relief under U.S.S.G. § 1B1.10.

1 court. Accordingly, for the reasons set forth in the court's order
2 dated April 26, 2010, the defendant's motion for a sentence
3 reduction (#215) based on Amendment 505 is **DENIED**.

4 **IT IS SO ORDERED.**

5 DATED: This 27th day of August, 2013.

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8 UNITED STATES DISTRICT JUDGE
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